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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/531,935	04/19/2005	Stephane Auberger	FR 020109	4500

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PHILIPS INTELLECTUAL PROPERTY & STANDARDS
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EXAMINER

SANTIAGO, ENRIQUE L

ART UNIT PAPER NUMBER

2628

DATE MAILED: 10/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/531,935	Applicant(s) AUBERGER ET AL.	
	Examiner Enrique L. Santiago	Art Unit 2628	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 19 April 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-12 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-12 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Objections

Claims 6-12 are objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim shall refer to such other claims in the alternative only. A multiple dependent claim shall not serve as a basis for any other multiple dependent claim. See MPEP § 608.01(n). Accordingly, the claims have not been further treated on the merits.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-5 are rejected under 35 U.S.C. 102(b) as being anticipated by Xu et al. US Publication no. 2004/0240725 A1.

-Regarding claim 1, Xu et al. teaches a method for post-processing a digital video signal (see [110], [112]), said digital video signal having a plurality of views with associated disparity maps (see figs. 7 and 8, [119] and [199]), characterized in that it comprises a first step of generating a projected disparity map from an original disparity map (see fig. 8, 20, [0198]), and a second step of filling holes within said projected disparity map (see fig. 8, 20, [0193]-[0196]), the first step comprising the sub-step of removing isolated projected pixels on said projected disparity map by first filtering them (see fig. 8, [0058], [0126]-[0128], [0152], [0175]-[0179]).

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-Regarding claim 2, Xu teaches a method wherein the first filtering is performed by selection of isolated projected pixels that are surrounded by holes (see fig. 16, [0179], [0189] and [0193]).

-Regarding claim 3, Xu teaches a method characterized in that the first filtering is performed by selection of isolated projected pixels, which have no coherent characteristics with the ones of surrounding pixels (see [0179], [0189] and [0193]).

-Regarding claim 4, Xu teaches a method characterized in that the first filtering applies to both projection directions of the projected disparity map (see [0112], [0179], [0189] and [0193]).

-Regarding claim 5, Xu teaches a method characterized in that the first filtering comprises a sub-step of changing the disparity map projection magnitude (see [0134], [0135] and [0136]).

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

US patent no. 7,085,409 B2

US patent no. 6,714,665 B1

US patent no. 6,661,918 B1

US patent no. 5,982,390

US Pub. no. 2002/0024516 A1

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Enrique L Santiago whose telephone number is (571) 272-7648. The examiner can normally be reached on Monday to Thursday from 6:30 A.M. to 4:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mark K. Zimmerman whose telephone number is (571) 272-7653, can be reached on Monday to Friday from 7:00 A.M. to 3:30 P.M.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

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Faxed to: 571-273-8300

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Enrique L. Santiago

September 28, 2006



MARK ZIMMERMAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600